IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 252 OF 2005
IN
SUIT NO.1423 OF 2004

The International Association. ...Plaintiffs
V/s.
The National Association of Indian
Lions & Ors. ...Defendants

Ms.Blossom Noronha i/b.J.G. & Bilimoria & Daruwalla for Plaintiffs.
None for Defendants.

CORAM : A.S. AGUIAR, J.
DATED : MAY 4, 2005.

P.C. :-

1. This is plaintiffs' Chamber Summons for appointing a Commissioner to record evidence of Vispi M. Engineer, Secretary of the Plaintiffs on the ground that Mr.Engineer is unwell. He has been recently operated for cancer. His movement is restricted on account of danger to infection.

2. Defendants have been served with the Chamber Summons. However, none appears on behalf of the defendants.

3. In view of the state of health of the proposed witness, Chamber Summons made absolute in terms of prayer clause (a). Advocate Mr.Vatsal Shah who is present in Court, is appointed to act as Commissioner. Advocate Vatsal accepts the appointment. Commissioner to fix the date and time for the purpose of examination and Cross-examination of the said witness and give notice of the same to the parties concerned. Cost of the Commissioner to be borne by the Plaintiffs. Commissioner to file his report on or before 29th July, 2005.

. The present Chamber Summons to stand disposed of with no order as to costs.

(A.S. Aguiar, J.)